



Department of the Treasury

Federal Law Enforcement Agencies

PROCESS RECEIPT AND RETURN

PLAINTIFF UNITED STATES OF AMERICA		COURT CASE NUMBER 05-10203-RWZ	
DEFENDANT Mario Viana		TYPE OF PROCESS Preliminary Order of Forfeiture	
SERVE AT	Name Of Individual, Company, Corporation, Etc. to Serve or Description of Property to Seize PUBLICATION		
	Address (Street or RFD / Apt. # / City, State, and Zip Code)		
Send NOTICE OF SERVICE copy to Requester: KRISTINA E. BARCLAY, ASSISTANT U.S. ATTORNEY UNITED STATES ATTORNEY'S OFFICE John Joseph Moakley United States Courthouse 1 Courthouse Way, Suite 9200 Boston, Massachusetts 02210		Number Of Process To Be Served In This Case.	
		Number Of Parties To Be Served In This Case.	
		Check Box If Service Is On USA	
SPECIAL INSTRUCTIONS or OTHER INFORMATION TO ASSIST IN EXPEDITING SERVICE (includes Business and Alternate Addresses, Phone Numbers, and Estimated Availability times.)			
Please publish the attached Notice of Order of Forfeiture at least once for three (3) successive weeks in the Boston Herald or any other newspaper of general circulation in the District of Massachusetts, in accordance with the attached Preliminary Order of Forfeiture.			
NES x3280			
Signature of Attorney or other Originator requesting service on behalf of		<input checked="" type="checkbox"/> Plaintiff <input type="checkbox"/> Defendant	Telephone No. (617) 748-3100
SIGNATURE OF PERSON ACCEPTING PROCESS:		Date June 14, 2006	
SPACE BELOW FOR USE OF TREASURY LAW ENFORCEMENT AGENCY			
I acknowledge receipt for the Total # of Process Indicated.	District of Origin No.	District to Serve No.	SIGNATURE OF AUTHORIZED TREASURY AGENCY OFFICER:
I hereby Certify and Return That I [] PERSONALLY SERVED, [] HAVE LEGAL EVIDENCE OF SERVICE, [] HAVE EXECUTED AS SHOWN IN "REMARKS", the Process Described on the Individual, Company, Corporation, Etc., At The Address Shown Above or at the Address Inserted Below.			
[] I HEREBY CERTIFY AND RETURN THAT I AM UNABLE TO LOCATE THE INDIVIDUAL, COMPANY, CORPORATION, ETC. NAMED ABOVE.			
NAME & TITLE of Individual Served If not shown above:		<input type="checkbox"/> A Person of suitable age and discretion then residing in the defendant's usual place of abode.	
ADDRESS: (Complete only if different than shown above.)		Date of Service	Time of Service <input type="checkbox"/> AM <input type="checkbox"/> PM
PLEASE SEE REMARKS SECTION BELOW			
Signature, Title and Treasury Agency <u>Mary Lou Gilman, Forfeitures Specialist</u> U.S. Customs and Border Protection			
REMARKS: The above described Order was published in the Boston Herald newspaper as instructed above. Published on June 28, July 5 and July 12, 2006 A copy of the Publisher's Certificate is attached.			

TD F 90-22.48 (6/96)

PUBLISHER'S CERTIFICATE

Commonwealth of Massachusetts }
County of Suffolk } ss.

On this 11th day of August A.D. 20 06
personally appeared before the undersigned, a Notary Public, within and for

the said county, Madeleine M. Sheehan
of the Boston Herald a newspaper published by
Boston Herald, Inc., in Boston, County of Suffolk, in the Commonwealth of
Massachusetts, and who being duly sworn, states on oath that the

No 05-10203-RWZ advertisement
was published in said newspaper in its issues of

June 28, July 5, 12 A.D. 20 06

Madeleine M. Sheehan

Subscribed and sworn to before me this 11th

day of August A.D. 20 06

Barbara Long
Notary Public

UNITED STATES DISTRICT COURT
NOTICE OF ORDER OF FORFEITURE

Criminal Case No. 05-10203-RWZ
United States of America, District of Massachusetts, at Boston, Massachusetts.

Notice is hereby given that, on June 5, 2006, a preliminary Order of Forfeiture was entered pursuant to 21 U.S.C. §853 (b) incorporated by reference in 18 U.S.C. §82 and 28 U.S.C. §2461, in the United States District Court against Defendant, Mario Vianas, Interests in \$5,402.00 in United States Currency.

Pursuant to the provisions set forth in 21 U.S.C. §853(n)(2) and (3), any person, other than the defendant, asserting a legal interest in any of the assets set forth above within thirty (30) days of the final publication of the notice or that person's receipt of direct written notice, whichever is earlier, must file a petition with the United States District Court in the District of Massachusetts requesting a hearing to adjudicate the validity of his or her interest in the assets; and the petition shall be signed by the petitioner under the penalty of perjury and shall set forth the nature and extent of the petitioner's title, title, or interest in the assets, the time and circumstances of the petitioner's acquisition of the right, title or interest in the assets, any additional facts supporting the petitioner's claim, and the supportable portion of the claim, and also be served upon the United States Attorney's Office, Court House, 920 Boylston Street, Boston, Massachusetts 02120, Attention: Probation, Massachusetts, within 30 days of the date provided under 28 U.S.C. §853 (n).

Upon adjudication of all third party interests, the Court will enter an order of forfeiture in which such interests will be disposed of. At that time, the United States of America intends to dispose of the above-described assets in accordance with law.

Jun 28, July 5, 12